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PATENT APPLICATION Attorney's Do. No. 2705-390 Client Ref. No.: 8585

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of:

Richard Foltak

Serial No.

10/633.003

Examiner:

Vincent, David Robert

Filed:

July 31, 2003

Group Art Unit:

2661

For:

MODULE FIRMWARE RECOVERY

Confirmation No.

8952

09/02/2005 TL0111

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130.00 OP

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The owner, Mallun Yen, Managing Director, Worldwide Intellectual Property of Cisco Technology, Inc., having a place of business at, 170 West Tasman Drive, San Jose, CA 95134-1706, assignee of the entire right, title and interest of the above described U.S. patent application no. 10/633,003, filed July 31, 2003, for MODULE FIRMWARE RECOVERY, by assignment recorded in Reel 010322, Frames 0029, on October 21, 1999, hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term prior patent No. 6,606,298 as the term of said prior patent as defined in 35 U.S.C. 154 and 173, and as the term of said prior patent is presently shortened by any terminal disclaimer. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

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The undersigned is an attorney of record for the instant application. Attached is the fee prescribed under 37 CFR 1.20(d).

Todd J. Iverson

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Date: September 1, 2005

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I hereby certify that this correspondence is being transmitted to the U.S. Patent and Trademark Office via facsimile number (571) 273-8300, on September 1, 2005.